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SENATE BILL 1206

By Cooper

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 15; Title 54, Chapter 5 and Title 67, relative to projects of the department of transportation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-15-102(a)(2), is amended by deleting the language "except for the demolition of any building or structure acquired by the department of transportation for highway rights-of-way".

SECTION 2. Tennessee Code Annotated, Section 4-15-102(b), is amended by deleting subdivision (2) in its entirety.

SECTION 3. Tennessee Code Annotated, Section 4-15-102(c)(1), is amended by deleting subdivision (C) in its entirety.

SECTION 4. Tennessee Code Annotated, Section 4-15-102(d)(1)(A), is amended by deleting the language and punctuation ", except for the acquisition of any interest in real property by the department of transportation for highway rights-of-way".

SECTION 5. Tennessee Code Annotated, Section 54-5-101, is amended by deleting such section in its entirety and by substituting instead the following:

The department of transportation has the duty, through its highway engineers or otherwise, to submit for approval to the state building commission the designation of the system

of state highways, the designation of the road or roads to be constructed, repaired, or maintained by the use of the funds mentioned in Chapter 2 of this title. No road shall be constructed, repaired or maintained by the department of transportation without the approval of the state building commission.

SECTION 6. Tennessee Code Annotated, Section 54-5-102(a), is amended by deleting the language "The commissioner is given the power to proceed to designate" and by substituting instead the language "Upon receiving the approval of the state building commission the commissioner shall designate".

SECTION 7. Tennessee Code Annotated, Section 54-5-104(a), is amended by deleting the language "The department is further authorized" and by substituting instead the language "The department, upon receiving the approval of the state building commission, is authorized".

SECTION 8. Tennessee Code Annotated, Section 54-5-109, is amended by adding the following language to the end thereto:

; provided, that the department shall not begin preliminary engineering, design or construction until a road or bridge project is approved by the state building commission.

SECTION 9. Tennessee Code Annotated, Section 54-5-110(a)(1), is amended by adding the language ", with the approval of the state building commission," between the words "Whenever the commissioner" and the words "finds it necessary".

SECTION 10. Tennessee Code Annotated, Section 54-5-403(a), is amended by deleting the word "governor" and by substituting instead the language "state building commission".

SECTION 11. This act shall take effect upon becoming a law, the public welfare requiring it.